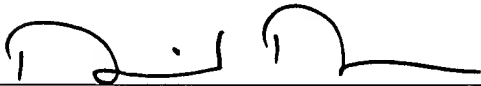



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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)			Docket No. 41890-01470
In Re Application Of: Hampden-Smith et al.			
Serial No. 09/815,380	Filing Date March 22, 2001	Examiner Hailey	Group Art Unit 1755
Invention: ELECTROCATALYST POWDERS, METHODS FOR PRODUCING POWDERS AND DEVICES FABRICATED FROM SAME			
<p style="text-align: center;"><u>TO THE COMMISSIONER FOR PATENTS:</u></p> <p>Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 09/09/03 finally rejecting Claim(s) 1-3, 6-16, 29-35, 37, 38, 41-46 and 82.</p> <p>The fee for this Notice of Appeal is: \$330.00</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> *The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1419</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"><div style="text-align: center;"> _____ Signature</div><div style="text-align: right;">Dated: March 5, 2004</div></div> <div style="margin-top: 20px;">David F. Dockery Registration No. 34,323 Marsh Fischmann & Breyfogle LLP 3151 South Vaughn Way, Suite 411 Aurora, CO 80014 303-338-0997</div> <div style="border: 1px solid black; padding: 5px; margin-top: 20px;"><p>I certify that this document and fee is being deposited on 3/5/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p><div style="text-align: center;"> _____ Signature of Person Mailing Correspondence</div><p style="text-align: center;">Lynn Pennywell Typed or Printed Name of Person Mailing Correspondence</p></div>			

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